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Atty Dkt 331202.00018

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
JOHN AMICO, ET AL.	)	Examiner: NYA
Appln. No.: 10/825,216	)	Group Art Unit: 3765
Filed: April 16, 2004	)	Confirmation No. 7252
For: SYSTEM AND METHOD FOR	)	
DIGITIZING A PATTERN	)	May 28, 2004

**Attn.: Special Program Examiner GAU 3765**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO MAKE SPECIAL PURSUANT TO 37 CFR 1.102**  
**AND CHANGE OF CORRESPONDENCE**

Dear Sir:

Applicants respectfully petition the Commissioner to advance examination of this application pursuant to the provisions of 37 CFR 1.102(d) and MPEP 708.02 based on the existence of an infringing device currently being marketed and sold in the United States .

A. INFRINGING DEVICE ON THE MARKET

The undersigned states that there is an infringing device or product actually on the market in the United States.

B. COMPARISON OF CLAIMS TO DEVICE

The undersigned has conducted a rigid comparison of the infringing device or product, and in my opinion, at least several of the claims are unquestionably infringed.

C. PRIOR ART SEARCH

The undersigned has caused to be made a careful and thorough search of the prior art, and that art is cited in the Information Disclosure Statement filed concurrently herewith.

**CONCLUSION**

It is respectfully requested that examination of the application be advanced in accordance with the provisions of 37 CFR 1.102.

The Commissioner is hereby authorized to charge the appropriate fee for a Petition to Make Special in accordance with 37 CFR 1.17(i) to Deposit Account No. 50-1710.

Should the Commissioner determine that an additional fee is due, he is hereby authorized to charge said fee to Deposit Account No. 50-1710.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3500. All correspondence should be directed to our address given below.

Respectfully submitted,

  
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Attorney for Applicants

Registration No. 31.58

PATENT ADMINISTRATOR  
KATTEN MUCHIN ZAVIS ROSENMAN  
525 West Monroe Street  
Suite 1600  
Chicago, Illinois 60661-3693  
Facsimile: (312) 902-1061




**IN THE UNITED STATES PATENT OFFICE**

**RE:** United States Patent Application No. 10/825,216  
**TITLE:** SYSTEM AND METHOD FOR DIGITIZING A PATTERN  
**INVENTOR:** AMICO, John and SBERNA, Carmelo  
**FILED:** April 16, 2004

**APPOINTMENT OF ASSOCIATE ATTORNEY  
PURSUANT TO 37 CFR 1.34**

I, **TED CHAN**, an attorney with Torys LLP, Customer No. 33,721, Principal Attorneys in the above-identified application, do hereby appoint the practitioners associated with Katten Muchin Zavis Rosenman, Customer No. 27,160, as Associate Attorneys in the above-identified application, with the full powers to prosecute same as afforded by 37 C.F.R. 1.34.

**EXECUTED** this 19<sup>th</sup> day of May, 2004.

  
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Ted Chan, Reg. No. 46,609